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ALLERGAN, INC.  
2525 DUPONT DRIVE, T2-7H  
IRVINE CA 92612-1599

In re Application of	:	
KIMMELL et al.	:	
Application No.: 10/599,829	:	NOTIFICATION
PCT No.: PCT/US2005/012122	:	
Int. Filing Date: 11 April 2005	:	
Priority Date: 12 April 2004	:	
Attorney Docket No.: 17683(AP)	:	
For: MULTI-SITE INJECTION SYSTEM	:	

This notification is in response to applicants' submission filed 29 July 2009, which includes two declarations of inventors.

**BACKGROUND**

On 11 April 2005, applicant filed international application PCT/US2005/012122 which designated the U.S. and claimed a priority date of 12 April 2004. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 24 November 2005. The thirty-month period for paying the basic national fee in the United States expired at midnight on 12 October 2006.

On 11 October 2006, applicant filed a transmittal letter for entry into the national stage in the United States, which was accompanied by, *inter alia*, a Transmittal Letter for entry into the United States national stage under 35 U.S.C. 371 and an unexecuted declaration of inventors.

On 16 May 2007, a NOTIFICATION OF ABANDONMENT (Form PCT/DO/EO/909) was mailed indicating that the application was abandoned for failure to pay the United States Basic National Fee by thirty months from the priority date. This NOTIFICATION was mailed to Allergan, Inc, in Irvine, CA, which was an incorrect address.

On 25 January 2008, a NOTIFICATION OF ABANDONMENT (Form PCT/DO/EO/909) was mailed indicating that the application was abandoned for failure to pay the United States Basic National Fee by thirty months from the priority date. This NOTIFICATION was mailed to the correct address.

On 31 January 2008, applicants filed a petition under 37 CFR 1.137(b) which was accompanied by, *inter alia*, an executed declaration of inventors.

On 09 June 2008, a decision was mailed granting applicants' petition under 37 CFR 1.137(b). The decision also indicated that the declaration of inventors filed 31 January 2008 was improper and set a TWO (2) MONTH extendable time period for providing a proper declaration in compliance with 37 CFR 1.497(a)-(b).

On 13 June 2008, applicants filed a submission which included two declarations of inventors.

On 13 July 2009, a notification was mailed indicating that the declarations of inventors filed 13 June 2008 were not in compliance with 37 CFR 1.497(a)-(b) and that, since the reply appeared to have been bona fide, a proper declaration was required within a time period of one month or thirty days, which was longer.

On 29 July 2009, applicants filed the instant submission which includes two declarations of inventors.

### DISCUSSION

The declarations of inventors filed 29 July 2009 are in compliance with 37 CFR 1.497(a)-(b).

### CONCLUSION

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application.

/Daniel Stemmer/

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